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IFW RCE 1761

PTO/SB/30 (10-01)

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

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Application Number	09/522,763
Filing Date	March 10, 2000
First Named Inventor	Graj et al.
Art Unit	1761
Examiner Name	Timothy F. Simone
Attorney Docket Number	838625/0043

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114

- a. ☒ Previously submitted
 - i. ☒ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on July 24, 2003
(Any unentered amendment(s) referred to above will be entered).
 - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - iii. ☒ Other Response to Telephone Interview dated January 20, 2004
- b. ☐ Enclosed
 - i. ☐ Amendment/Reply
 - ii. ☐ Affidavit(s)/Declaration(s)
 - iii. ☐ Information Disclosure Statement (IDS)
 - iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☒ Other return postcard

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☐ The Director is hereby authorized to charge the following fees to:
Deposit Account No. 50-0675, Order No. 838625/0043
 - i. ☒ RCE fee required under 37 CFR 1.17(e) 770.00 (Paid on May 19, 2004. See attached letter.)
 - ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17) 740.00
 - iii. ☐ Other _____
- b. ☒ Check in the amount of \$ 740.00 enclosed for the above fees.
- c. ☒ Authorization to charge any deficiencies or credit any overpayments to the above Dep. Acct No.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Richard Chern, Esq.	Registration No. (Attorney/Agent)	44,610
Signature		Date	May 20, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail in an envelope addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Maureen Montero	Date	May 20, 2004
Signature			

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.



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097356

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PAY *Seven Hundred Seventy & no/100 Dollars*

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TO THE ORDER OF

Commissioner of Patents

838625/0043/US1

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May 20, 2004

VIA EXPRESS MAIL

Mail Stop RCE
Commissioner For Patents
U.S. Patent & Trademark Office
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Re: Request for Continued Examination
Serial No. 09/522,763
Title: ERGONOMIC COOKWARE HANDLE
Our File: 838625/0043

Dear Sir/Madam:

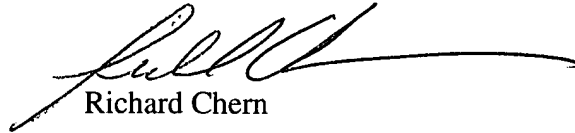
We filed a Request For Continued Examination ("RCE") on May 19, 2004, including a check in the amount of \$770.00 for the filing fee. Unfortunately, the RCE that was submitted did not include the following: 1) the attorney's signature; 2) a Petition for a Four-Month Extension of Time; and 3) the accompanying extension fee. Enclosed please find: 1) a substitute copy of the RCE submitted on May 19, 2004, which includes the signature of the attorney of record and today's date; 2) a Petition for a Four-Month Extension of Time; and 3) a check in the amount of \$740.00 to cover the extension fee.

Please apply the filing fee of \$770.00 submitted on May 19, 2004 towards the filing fee for the substitute RCE. A copy of the \$770.00 check submitted on May 19, 2004 is enclosed. The enclosed check for \$740.00 should be applied towards the requested four-month extension of time. If these amounts are insufficient, or the Office deems it necessary not to accept either or both checks for \$770.00 and \$740.00, respectively, please charge any deficiency in the enclosed fee, or charge any additional extension of time fees necessary to preserve the pendency of the subject application, to Deposit Account No. 500675, Order No. 838625.0043US1.

May 20, 2004
Page 2

If you wish to discuss this filing, please contact me at (212) 756-2020. We apologize for any inconvenience.

Sincerely,

A handwritten signature in black ink, appearing to read 'Richard Chern', with a long horizontal flourish extending to the right.

Richard Chern

Enclosures